

JUL 14 2004

PTO/SB/Z1 (02-04)

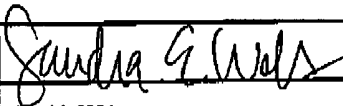
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|---|----------------------|------------------------|------|
| <b>TRANSMITTAL FORM</b><br>(to be used for all correspondence after initial filing) | Application-Number   | 10/090,320             |      |
|   | Filing Date          | March 1, 2002          |      |
|   | First Named Inventor | Yanxiang Cao et al.    |      |
|   | Art Unit             | 1631                   |      |
|   | Examiner Name        | Shubo Zhou             |      |
| Total Number of Pages in This Submission  | 3                    | Attorney Docket Number | 3446 |

| ENCLOSURES (check all that apply)   |  |   |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Supplemental Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><b>Response to Restriction Requirement (2 pp.)</b> |
| Remarks: The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 01-0431.   |  |   |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |   |
|--|---|
| Firm or Individual name                    | Sandra E. Wells, Reg. No. 52,349  |
| Signature                                  |  |
| Date                                       | July 14, 2004   |

| CERTIFICATE OF TRANSMISSION/MAILING   |   |      |               |
|---|---|------|---------------|
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| Typed or printed name   | Katherine Stofer  |      |               |
| Signature   |  | Date | July 14, 2004 |

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JUL 14 2004

Attorney Docket No.: 3446

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Yanxiang Cao et al.

Examiner: Shubo Zhou

Serial No: 10/090,320

Group Art Unit: 1631

Filing Date: March 1, 2002

Title: Method for Gene Expression  
Analysis

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

In response to the June 30, 2004, Restriction Requirement with respect to the captioned case, the Examiner is requiring an election between the following group of claims:

- I. Claims 1-29, and 31-40 drawn to a method of analyzing RNA from a sample and a system for doing such, classified in class 435, subclass 6.
- II. Claims 30, drawn to a kit for the detection of nucleic acid, classified in class 435, subclass 6.

Applicants elect the invention of Group I (claims 1-29, and 31-40) without traverse. Applicants reserve the right to re-present non-elected claims in a divisional, or other related application.

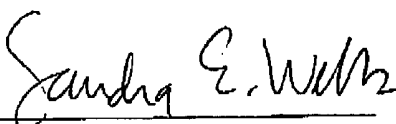
10/090,320

Attorney Docket No.: 3446

Applicants believe that no fee is due with the submission of this document.  
However, the Commissioner is hereby authorized to charge any additional fees which  
may be required, or credit any overpayment to Deposit Account 01-0431.

Respectfully submitted,

Date: July 14, 2004

By   
Sandra E. Wells, Reg. No. 52,349

Customer No.: 22886  
Legal Department  
Affymetrix, Inc.  
3380 Central Expressway  
Santa Clara, CA 95051  
Tel: 408/731-5000  
Fax: 408/731-5392

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